**Mr. President:** I honestly say it was a technical mistake. Technical mistakes are corrected.....

**Mr. P. Govinda Menon** *(Ernakulam):* And Government said that they have not given consent to waive precedence for official business. Now the question arises, Sir, who can give consent or exercise authority over non-official business. It is the second part of the question. According to me Government are the authority on account of S. O. 6 and even after Government have exercised that power, you must give it, because you are our custodian; you are the custodian of the rights and privileges of the members. Government may act for reasons best known to the mselves, but we must have an ultimate residue of authority vested some-where which will come to our rescue so that even if Government have exercised their power to cut across agenda, we can beg to you not to give consent under Standing Order 7 pointed out by the Constitutional Adviser.

**Mr. President:** That is to say if the Government comes and say that this has to be included in the Agenda, they must get the permission of the President.

**Mr. P. Govinda Menon** *(Ernakulam):* Or we can request the President not to give precedence, and Standing Order 26 says 'if and only if'. Now that writing which appeared in the Agenda of Wednesday is not worth the paper on which it is written, because it is not valid. So much paper and so much printing will be wasted. I am referring to the validity.

**Mr. President:** It was done for the wrong understanding of the Rule.

**Mr. P. Govinda Menon** *(Ernakulam):* So the question of adjournment arises. You have no power because it is not their validity and S. O. 7, under which you have stated that you are acting, you are relying, states that the President shall have no power to adjourn the conduct of business in the Council. No, that has nothing to do with the agenda. Now there is one Standing Order, *under which alone* this comes because Sir, in these days of transition, that Standing Orders are not up-to-date and unfortunately for the word "Dewan" we have used the word "Government", because the Government involves His Highness also. For these matters His Highness also comes in under Standing Order 64.

Unless the President otherwise directs, not less than fifteen days' notice of a motion for leave to amend the standing orders shall be given and the notice shall be accompanied by a draft of the proposed amendments.

**Mr. President:** That is the question to amend Standing Order.

**Mr. P. Govinda Menon** *(Ernakulam):* That is the only motion which is in the discretion of the President to post for any day for which the President.....

**Mr. President:** I have done it.

**Mr. P. Govinda Menon** *(Ernakulam).* But that is the only Standing Order that the President can make passing all the other authority which is vested in the Government. My humble submission is this: Government have now stated that Government have not agreed to change the allotment of business for to-day and to-morrow. The Constitutional Adviser has unequivocally stated that they have not agreed to change the allotment of time for Government business for to-day or to-morrow. Therefore the responsibility is yours and only yours to cut across the even course of non-official business set apart in the agenda. We have the right to demand that legislative business should be taken up before resolutions.

**Mr. President:** I am exercising the powers which I have got. You need not have to elaborate on it.

**Mr. P. Govinda Menon** *(Ernakulam):* My humble submission is this. The most valuable matter which stands in the name of Mr. P. Narayana Menon must be discussed on the floor of this House and this country saved from the evil consequences of that resolution not being moved. Government in whose hands our safety are pleaced must come to our rescue.

**Mr. President:** Next the non-official business.

## (2) Non-official Bills

### (i) The Cochin Shops and Commercial Establishments Bill

**Mr. P. K. Dewer** *(Nominated):* I move that Cochin Shops and Commercial Establishments Bill be taken up and finally passed.

**Mr. Puthur Achutha Menon** *(Kattur):* I second it.

**Mr. President:** The question is that the Cochin Shops and Commercial Establishments Bill be taken up and finally passed.

*Motion put and carried*

LIBRARY ARCHIVES Kerala Legislative Assembly